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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA Commercial Mortgage Company,

Debtor.

Case No. BK-S-06-10725-LBR

Chapter 11

**NOTICE OF HEARING RE NUNC
PRO TUNC MOTION TO EXTEND
BY EIGHT DAYS THE DEADLINE
TO OBJECT TO ALLOWANCE OF
CLAIMS
(with Certificate of Service)**

Date: November 15, 2011

Time: 9:30 a.m.

Estimated Time for Hearing: 10 minutes

NOTICE IS HEREBY GIVEN that the USACM Liquidating Trust has filed a Motion to Further Extend the Deadline to File Objection to Allowance of Claims, Nunc Pro Tunc [DE 9392], requesting that the Court extend the deadline to file objections to allowance of claims, for eight days to and including October 15, 2011.

NOTICE IS FURTHER GIVEN that if you do not want the court to grant the request sought in the Motion, or if you want the court to consider your views on the Motion, then you must file an opposition with the court, and serve a copy on the person making the Motion *no later than 14 days* preceding the hearing date for the motion, unless an exception applies (see Local Rule 9014(d)(3)). The opposition must state your position,

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1 set forth all relevant facts and legal authority, and be supported by affidavits or
2 declarations that conform to Local Rule 9014(c).

3 If you object to the relief requested, you *must* file a **WRITTEN** response to
4 this pleading with the court. You *must* also serve your written response on the person
5 who sent you this notice.

6 If you do not file a written response with the court, or if you do not serve your
7 written response on the person who sent you this notice, then:

- 8 • The court may *refuse to allow you to speak* at the scheduled hearing; and
9 • The court may *rule against you* without formally calling the matter at the hearing.
10

11 **NOTICE IS FURTHER GIVEN** that the hearing on the said Motion will be held
12 before a United States Bankruptcy Judge, in the Foley Federal Building, 300 Las Vegas
13 Boulevard South, Third Floor, Bankruptcy Courtroom No. 1, Las Vegas, Nevada 89101 on
14 **November 15, 2011, at the hour of 9:30 a.m.**

15 Dated: October 15, 2011.

16 **LEWIS AND ROCA LLP**

17 By /s/ JH (#018024)

18 Rob Charles, NV 6593

19 John Hinderaker, AZ 18024 (pro hac vice)

20 *Attorneys for USACM Liquidating Trust*

21 Proof of service

22 Copy of the foregoing posted on the USACM Liquidating Trust website and served on
23 October 15, 2011 via email, where an email address is listed, or by first class mail, postage
24 prepaid, addressed to:

25 All parties in interest listed on the Post Effective Date Service List on file with the Court
26 and all direct lenders whose claims are subject to objection in the 16th, 17th, and 18th
omnibus objections to duplicate claims

s/Renee L. Creswell

Lewis and Roca LLP